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Comes now the CNMI Public School System (PSS), through Counsel, and moves this Court to issue an order excluding all testimony from Plaintiff's expert witnesses, including expert reports, conclusions and references by parties, attorneys and witnesses, including all direct and indirect forms of communications, including pleadings, questions, testimony, remarks and arguments. The expert testimony must be excluded based on Federal Rules of Evidence 402, 403, and 702 for the reasons set forth in the attached memorandum in support of this motion.

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WHEREFORE, Defendant PSS requests that the court exclude all such evidence and testimony pursuant to Fed.R. Evid. 402, 403, and 702 because the information is irrelevant and if marginally relevant is prejudicial and misleading as stated in the attached supporting memorandum. Dated this 7th day of February, 2007. б Respectfully submitted by: Heather L. Kennedy F0246 Attorneys for the Public School System

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